

WPA Form 5 - Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provid	ed by MassDEP:
206-	0723
Massi	DEP File#
eDEP	Transaction #
Lowe	ell
City/T	own

A. General Information

Conservation Commission

Lowell

d. Mailing Address

e. City/Town

1. From:

Please note: this form has been modified with added space to accommodate the Registry of Deeds Requirements

Important: When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.





This issuance is for (check one):	a. 🖾 Order of Conditions b. 🗌 Amend	ded Order of Conditions
3. To: Applicant:		
Lisa	DeMeo, P.E.	
a. First Name	b. Last Name	3
City of Lowell Engineering	ng Dept.	
c. Organization		
375 Merrimack Street 3r	d Floor, Room 61	
d. Mailing Address		
Lowell	MA	01852
e. City/Town	f. State	g. Zip Code
4. Property Owner (if differen	t from applicant):	
a. First Name	b. Last Name	
c. Organization		

Project Location:	
Lawrence Street over Concord River	Lowell
a. Street Address	b. City/Town
205	,
c. Assessors Man/Plat Number	d Parcel/Lot Number

f. State

42d37m69s -71d17m89s Latitude and Longitude, if known: d. Latitude e. Longitude

5.

g. Zip Code



WPA Form 5 - Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by	MassDEP:
206-0723	
MassDEP F	ile #
eDEP Trans	action #
eDEP Trans Lowell	action #

a. Coun	ty				b. Certificate Numb	er (if	registered land)
c. Book				0/10	d. Page		2/24/224
Dates:	1/22/2014 a. Date Notice of In	tent Fi	led	2/12/ b. Dat	2014 e Public Hearing Clo	sed	2/24/2014 c. Date of Issuance
Final Approved Plans and Other Documents (a as needed): See attached "Additional Plans & Documents of the Plans & Documents & Documents & Documents & Documents & Documents					ttach additional p	olan) (1.4 ETHERRE END OF THE PROPERTY)
a. Plan							
b. Prepa	ared By				c. Signed and Stam	ped	by
d. Final	Revision Date				e. Scale		
f. Additi	onal Plan or Document Tit	tle	****				g. Date
provid the are	ed in this application	and propo	pres osed	ented at the is signification	e public hearing,	this	ased on the information commission finds that terests of the Wetlands
☐ Pi	ublic Water Supply	b.		Land Conf	aining Shellfish	C.	□ Prevention of Pollution
☐ Pr	ivate Water Supply	e.		Fisheries		f.	☐ Protection of Wildlife Habitat
	oundwater Supply	h.	\boxtimes	Storm Dar	nage Prevention	i.	
☐ Gi	outtaillater ought)				2020		
		ds th	e pro	ject, as pro	posed, is: (check	one	of the following boxes)
This C		ds th	e pro	oject, as pro	posed, is: (check	one	of the following boxes)



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by Massl	DEP:
206-0723	
MassDEP File #	
eDEP Transaction	#
eDEP Transaction	#

B. Findings (cont.)

Denied because:

b.	in the wetland regulations. Therefore, work on this project may not go forward unless and until a new Notice of Intent is submitted which provides measures which are adequate to protect the interests of the Act, and a final Order of Conditions is issued. A description of the performance standards which the proposed work cannot meet is attached to this Order.
C.	the information submitted by the applicant is not sufficient to describe the site, the work or the effect of the work on the interests identified in the Wetlands Protection Act. Therefore, work on this project may not go forward unless and until a revised Notice of Intent is submitted which provides sufficient information and includes measures which are adequate to protect the Act's interests, and a final Order of Conditions is issued. A description of the specific information which is lacking and why it is necessary is attached to this Order as per 310 CMR 10.05(6)(c).
3.	☐ Buffer Zone Impacts: Shortest distance between limit of project

disturbance and the wetland resource area specified in 310 CMR 10.02(1)(a) a. linear feet

Inland Resource Area Impacts: Check all that apply below. (For Approvals Only)

Resour	rce Area	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
4.	Bank	20	20	20	20
		a. linear feet	b. linear feet	c. linear feet	d. linear feet
5.	Bordering				
_	Vegetated Wetland	a. square feet	 b. square feet 	 c. square feet 	d. square feet
6. 🖂	Land Under	1,400	1,400	1,400	1,400
	Waterbodies and Waterways	a. square feet	b. square feet	c. square feet	d. square feet
		e. c/y dredged	f. c/y dredged		
7.	Bordering Land		4 3		
Sul	bject to Flooding	a. square feet	b. square feet	c. square feet	d. square feet
Cul	bic Feet Flood Storage	e. cubic feet	f. cubic feet	g. cubic feet	h. cubic feet
8.	Isolated Land				
Sul	bject to Flooding	a. square feet	b. square feet		
Cul	bic Feet Flood Storage			-	
		c. cubic feet	d. cubic feet	e. cubic feet	f. cubic feet
9.	Riverfront Area	500	500		
٠. ك	ravernone / aca	a. total sq. feet	b. total sq. feet		
	Sq ft within 100 ft	500	500	500	500
	oq it within 100 it	c. square feet	d. square feet	e. square feet	f. square feet
	Sq ft between 100-				
	200 ft	g. square feet	h. square feet	i. square feet	j. square feet



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
206-0723
MassDEP File #
eDEP Transaction #
Lowell
City/Town

B. Findings (cont.)

Coastal Resource Area Im	pacts: Check all	that apply below	. (For Approvals	Only)
	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
 Designated Port Areas 	Indicate size	under Land Und	ler the Ocean, be	low

10. Designated Port Areas	Indicate size u	ınder Land Unde	r the Ocean, belo	w
11. Land Under the Ocean	a. square feet	b. square feet		
	c. c/y dredged	d. c/y dredged		
12. Barrier Beaches	Indicate size ubelow	inder Coastal Be	aches and/or Coa	astal Dunes
40 Canatal Basahan			cu yd	cu yd
13. Coastal Beaches	a. square feet	b. square feet	c. nourishment	d. nourishment
14. Coastal Dunes			cu yd	cu yd
14. U Coastal Dunes	a. square feet	b. square feet	c. nourishment	d. nourishment
15. Coastal Banks	a. linear feet	b. linear feet		
16. Rocky Intertidal				
Shores	a. square feet	b. square feet		
17. Salt Marshes	a. square feet	b. square feet	c. square feet	d. square feet
18. Land Under Salt	The reported #1 Colored Colored Color (1) is	100000000 • Administration and Cook	•	
Ponds	a. square feet	b. square feet		
	c. c/y dredged	d. c/y dredged		
19. Land Containing				
Shellfish	a. square feet	b. square feet	c. square feet	d. square feet
20. Fish Runs		nd/or inland Land	inks, Inland Bank Under Waterbod	

a. c/y dredged b. c/y dredged

21. Land Subject to Coastal Storm a. square feet b. square feet Flowage



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP	
206-0723	
MassDEP File #	
****	_

eDEP Transaction # Lowell City/Town

R	Fin	dinas	(cont.)
ບ.		uniga	(COIIL.)

* #22. If the
project is for
the purpose of
restoring or
enhancing a
wetland
resource area
in addition to
the square
footage that
has been
entered in
Section B.5.c.
(BVW) or
B.17.c (Salt
Marsh) above,
please enter
the additional
ananima bass

22.	Restoration/Enhancement *:	
	a. square feet of BVW	b. square feet of salt marsh
23.	Stream Crossing(s):	
	a number of new stream crossings	h number of replacement stream crossings

C. General Conditions Under Massachusetts Wetlands Protection Act

The following conditions are only applicable to Approved projects.

- 1. Failure to comply with all conditions stated herein, and with all related statutes and other regulatory measures, shall be deemed cause to revoke or modify this Order.
- amount here. 2. The Order does not grant any property rights or any exclusive privileges; it does not authorize any injury to private property or invasion of private rights.
 - 3. This Order does not relieve the permittee or any other person of the necessity of complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.
 - 4. The work authorized hereunder shall be completed within three years from the date of this Order unless either of the following apply:
 - a. the work is a maintenance dredging project as provided for in the Act; or
 - b. the time for completion has been extended to a specified date more than three years, but less than five years, from the date of issuance. If this Order is intended to be valid for more than three years, the extension date and the special circumstances warranting the extended time period are set forth as a special condition in this Order.
 - This Order may be extended by the issuing authority for one or more periods of up to three years each upon application to the issuing authority at least 30 days prior to the expiration date of the Order.
 - 6. If this Order constitutes an Amended Order of Conditions, this Amended Order of Conditions does not extend the issuance date of the original Final Order of Conditions and the Order will expire on 2/24/2017 unless extended in writing by the Department.
 - 7. Any fill used in connection with this project shall be clean fill. Any fill shall contain no trash, refuse, rubbish, or debris, including but not limited to lumber, bricks, plaster, wire, lath, paper, cardboard, pipe, tires, ashes, refrigerators, motor vehicles, or parts of any of the foregoing.
 - 8. This Order is not final until all administrative appeal periods from this Order have elapsed, or if such an appeal has been taken, until all proceedings before the Department have been completed.



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP: 206-0723

MassDEP File #

eDEP Transaction # Lowell City/Town

C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

- 9. No work shall be undertaken until the Order has become final and then has been recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land upon which the proposed work is to be done. In the case of the registered land, the Final Order shall also be noted on the Land Court Certificate of Title of the owner of the land upon which the proposed work is done. The recording information shall be submitted to the Conservation Commission on the form at the end of this Order, which form must be stamped by the Registry of Deeds, prior to the commencement of work.
- A sign shall be displayed at the site not less then two square feet or more than three square feet in size bearing the words,

"Massachusetts Department	of Environmental	Protection"	[or, "MassDEP"]
"File Number	206-0723	33	

- 11. Where the Department of Environmental Protection is requested to issue a Superseding Order, the Conservation Commission shall be a party to all agency proceedings and hearings before MassDEP.
- 12. Upon completion of the work described herein, the applicant shall submit a Request for Certificate of Compliance (WPA Form 8A) to the Conservation Commission.
- 13. The work shall conform to the plans and special conditions referenced in this order.
- 14. Any change to the plans identified in Condition #13 above shall require the applicant to inquire of the Conservation Commission in writing whether the change is significant enough to require the filing of a new Notice of Intent.
- 15. The Agent or members of the Conservation Commission and the Department of Environmental Protection shall have the right to enter and inspect the area subject to this Order at reasonable hours to evaluate compliance with the conditions stated in this Order, and may require the submittal of any data deemed necessary by the Conservation Commission or Department for that evaluation.
- 16. This Order of Conditions shall apply to any successor in interest or successor in control of the property subject to this Order and to any contractor or other person performing work conditioned by this Order.
- 17. Prior to the start of work, and if the project involves work adjacent to a Bordering Vegetated Wetland, the boundary of the wetland in the vicinity of the proposed work area shall be marked by wooden stakes or flagging. Once in place, the wetland boundary markers shall be maintained until a Certificate of Compliance has been issued by the Conservation Commission.



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provid	led by MassDEP:
206-0	0723
Mass[DEP File #
eDEP	Transaction #
Lowe	ell

C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

18. All sedimentation barriers shall be maintained in good repair until all disturbed areas have been fully stabilized with vegetation or other means. At no time shall sediments be deposited in a wetland or water body. During construction, the applicant or his/her designee shall inspect the erosion controls on a daily basis and shall remove accumulated sediments as needed. The applicant shall immediately control any erosion problems that occur at the site and shall also immediately notify the Conservation Commission, which reserves the right to require additional erosion and/or damage prevention controls it may deem necessary. Sedimentation barriers shall serve as the limit of work unless another limit of work line has been approved by this Order.

NOTICE OF STORMWATER CONTROL AND MAINTENANCE REQUIREMENTS

- 19. The work associated with this Order (the "Project") is (1) ⊠ is not (2) ☐ subject to the Massachusetts Stormwater Standards. If the work is subject to the Stormwater Standards, then the project is subject to the following conditions:
 - a) All work, including site preparation, land disturbance, construction and redevelopment, shall be implemented in accordance with the construction period pollution prevention and erosion and sedimentation control plan and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Construction General Permit as required by Stormwater Condition 8. Construction period erosion, sedimentation and pollution control measures and best management practices (BMPs) shall remain in place until the site is fully stabilized.
 - b) No stormwater runoff may be discharged to the post-construction stormwater BMPs unless and until a Registered Professional Engineer provides a Certification that: *i.* all construction period BMPs have been removed or will be removed by a date certain specified in the Certification. For any construction period BMPs intended to be converted to post construction operation for stormwater attenuation, recharge, and/or treatment, the conversion is allowed by the MassDEP Stormwater Handbook BMP specifications and that the BMP has been properly cleaned or prepared for post construction operation, including removal of all construction period sediment trapped in inlet and outlet control structures; *ii.* as-built final construction BMP plans are included, signed and stamped by a Registered Professional Engineer, certifying the site is fully stabilized;

iii. any illicit discharges to the stormwater management system have been removed, as per the requirements of Stormwater Standard 10;

iv. all post-construction stormwater BMPs are installed in accordance with the plans (including all planting plans) approved by the issuing authority, and have been inspected to ensure that they are not damaged and that they are in proper working condition; v. any vegetation associated with post-construction BMPs is suitably established to

 any vegetation associated with post-construction BMPs is suitably ewithstand erosion.



WPA Form 5 - Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP: 206-0723

MassDEP File #

eDEP Transaction #

Lowell

City/Town

C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

- c) The landowner is responsible for BMP maintenance until the issuing authority is notified that another party has legally assumed responsibility for BMP maintenance. Prior to requesting a Certificate of Compliance, or Partial Certificate of Compliance, the responsible party (defined in General Condition 18(e)) shall execute and submit to the issuing authority an Operation and Maintenance Compliance Statement ("O&M Statement) for the Stormwater BMPs identifying the party responsible for implementing the stormwater BMP Operation and Maintenance Plan ("O&M Plan") and certifying the following: i.) the O&M Plan is complete and will be implemented upon receipt of the Certificate of Compliance. and ii.) the future responsible parties shall be notified in writing of their ongoing legal responsibility to operate and maintain the stormwater management BMPs and implement the Stormwater Pollution Prevention Plan.
- d) Post-construction pollution prevention and source control shall be implemented in accordance with the long-term pollution prevention plan section of the approved Stormwater Report and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Multi-Sector General Permit.
- e) Unless and until another party accepts responsibility, the landowner, or owner of any drainage easement, assumes responsibility for maintaining each BMP. To overcome this presumption, the landowner of the property must submit to the issuing authority a legally binding agreement of record, acceptable to the issuing authority, evidencing that another entity has accepted responsibility for maintaining the BMP, and that the proposed responsible party shall be treated as a permittee for purposes of implementing the requirements of Conditions 18(f) through 18(k) with respect to that BMP. Any failure of the proposed responsible party to implement the requirements of Conditions 18(f) through 18(k) with respect to that BMP shall be a violation of the Order of Conditions or Certificate of Compliance. In the case of stormwater BMPs that are serving more than one lot, the legally binding agreement shall also identify the lots that will be serviced by the stormwater BMPs. A plan and easement deed that grants the responsible party access to perform the required operation and maintenance must be submitted along with the legally binding agreement.
- f) The responsible party shall operate and maintain all stormwater BMPs in accordance with the design plans, the O&M Plan, and the requirements of the Massachusetts Stormwater Handbook.



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP: 206-0723

MassDEP File #

eDEP Transaction # Lowell City/Town

C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

- g) The responsible party shall:
 - Maintain an operation and maintenance log for the last three (3) consecutive calendar years of inspections, repairs, maintenance and/or replacement of the stormwater management system or any part thereof, and disposal (for disposal the log shall indicate the type of material and the disposal location);
 - Make the maintenance log available to MassDEP and the Conservation Commission ("Commission") upon request; and
 - Allow members and agents of the MassDEP and the Commission to enter and inspect the site to evaluate and ensure that the responsible party is in compliance with the requirements for each BMP established in the O&M Plan approved by the issuing authority.
- h) All sediment or other contaminants removed from stormwater BMPs shall be disposed of in accordance with all applicable federal, state, and local laws and regulations.
- i) Illicit discharges to the stormwater management system as defined in 310 CMR 10.04 are prohibited.
- j) The stormwater management system approved in the Order of Conditions shall not be changed without the prior written approval of the issuing authority.
- k) Areas designated as qualifying pervious areas for the purpose of the Low Impact Site Design Credit (as defined in the MassDEP Stormwater Handbook, Volume 3, Chapter 1, Low Impact Development Site Design Credits) shall not be altered without the prior written approval of the issuing authority.
- Access for maintenance, repair, and/or replacement of BMPs shall not be withheld.
 Any fencing constructed around stormwater BMPs shall include access gates and shall be at least six inches above grade to allow for wildlife passage.

Special Conditions (if you need more space for additional conditions	, please attach a text
document):	
See attached "Standard Lowell Order of Conditions"	



WPA Form 5 - Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP
206-0723
MassDEP File #
eDEP Transaction #
Lowell
O:1 T

D. Findings Under Municipal Wetlands Bylaw or Ordinance

1.	. Is a municipal wetlands bylaw or ordinance applicable?	P⊠ Yes □ No
2.	. The Lowell her Conservation Commission	reby finds (check one that applies):
	 a.	o meet the standards set forth in a
	1. Municipal Ordinance or Bylaw	2. Citation
	Therefore, work on this project may not go forward Intent is submitted which provides measures which standards, and a final Order of Conditions is issued	are adequate to meet these
	b. that the following additional conditions are neces ordinance or bylaw:	ssary to comply with a municipal
	City of Lowell Wetlands Ordinance 1. Municipal Ordinance or Bylaw	Ch. 280, S. 1-13
3.	The Commission orders that all work shall be performed conditions and with the Notice of Intent referenced above conditions modify or differ from the plans, specifications the Notice of Intent, the conditions shall control.	ve. To the extent that the following
	The special conditions relating to municipal ordinance o more space for additional conditions, attach a text docu	or bylaw are as follows (if you need ument):
	See attached "Standard Lowell Order of Conditions"	



WPA Form 5 - Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

206-723

MassDEP File #

eDEP Transaction #

City/Town

E. Signatures

This Order is valid for three years, unless otherwise specified as a special condition pursuant to General Conditions #4, from the date of issuance.

Please indicate the number of members who will sign this form. This Order must be signed by a majority of the Conservation Commission.

2-24-2014

1. Date of Issuance

2. Number of Signers

The Order must be mailed by certified mail (return receipt requested) or hand delivered to the applicant. A copy also must be mailed or hand delivered at the same time to the appropriate Department of Environmental Protection Regional Office, if not filing electronically, and the property owner, if different from applicant.

Signatures:	1 to River
	Kay Dua
Toning Van	<u> </u>
Dillian Lorely	
by hand delivery on	 by certified mail, return receipt requested, on
2-25-2014	
Date	Date

F. Appeals

The applicant, the owner, any person aggrieved by this Order, any owner of land abutting the land subject to this Order, or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the appropriate MassDEP Regional Office to issue a Superseding Order of Conditions. The request must be made by certified mail or hand delivery to the Department, with the appropriate filing fee and a completed Request of Departmental Action Fee Transmittal Form, as provided in 310 CMR 10.03(7) within ten business days from the date of issuance of this Order. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.

Any appellants seeking to appeal the Department's Superseding Order associated with this appeal will be required to demonstrate prior participation in the review of this project. Previous participation in the permit proceeding means the submission of written information to the Conservation Commission prior to the close of the public hearing, requesting a Superseding Order, or providing written information to the Department prior to issuance of a Superseding Order.

The request shall state clearly and concisely the objections to the Order which is being appealed and how the Order does not contribute to the protection of the interests identified in the Massachusetts Wetlands Protection Act (M.G.L. c. 131, § 40), and is inconsistent with the wetlands regulations (310 CMR 10.00). To the extent that the Order is based on a municipal ordinance or bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.



WPA Form 5 – Order of Conditions

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP: 206-0723

MassDEP File #

City/Town

eDEP Transaction # Lowell

G. Recording Information

Prior to commencement of work, this Order of Conditions must be recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land subject to the Order. In the case of registered land, this Order shall also be noted on the Land Court Certificate of Title of the owner of the land subject to the Order of Conditions. The recording information on this page shall be submitted to the Conservation Commission listed below.

Conservation Commission			
Detach on dotted line, have star Commission.	mped by the Registry of		it to the Conservation
То:			
Conservation Commission			
Please be advised that the Ord	er of Conditions for the	Project at:	
Project Location	Ma	assDEP File Number	
Has been recorded at the Regis	stry of Deeds of:		
County		Book	Page
for: Property Owner			
and has been noted in the chair			
ST44 513	Pa	57.4	
In accordance with the Order of	Conditions issued on:		
Date			
If recorded land, the instrument	number identifying this	s transaction is:	
Instrument Number	[2]		
If registered land, the documen	t number identifying thi	s transaction is:	
Document Number			
Signature of Applicant			

STANDARD LOWELL ORDER OF CONDITIONS

- 1. Forty-eight (48) hours prior to the commencement of any work, the Lowell Conservation Commission will be given written notification of said work.
- No Work shall commence until this Order of Conditions has been recorded at the Registry of Deeds, Middlesex North and the recording information has been submitted to the Lowell Conservation Commission office.
- 3. Failure to record this Order of Conditions within twenty-eight (28) days from the date of issuance may result in the Order becoming Null and Void subject to enforcement as identified in the Rules and Regulations of Lowell Conservation Commission.
- 4. Additional erosion/sedimentation control measures shall be installed as deemed necessary at the direction of the Lowell Conservation Commission and/or the agent (s).
- 5. The Lowell Conservation Commission reserves the right to impose additional conditions in order to protect the public interests as identified in M.G.L. 131, s40.
- Any changes made or intended to be made in the plans submitted to the Lowell Conservation
 Commission shall require the applicant to inquire of this department in writing as to whether the
 change is significant enough to require the filing of a new Notice of Intent.
- The Lowell Conservation Commission and/or the authorized representative(s) reserve the right to
 access the property at any time for the purpose of inspecting the work covered by this Order of
 Conditions.
- 8. This Order of Conditions shall be made a part of all construction specifications and contracts.
- The Order of Conditions shall apply to any successor in control or successor in interest of the property described in the Notice of Intent and accompanying plans submitted to the Lowell Conservation Commission.
- 10. Unless otherwise specifically stated in this Order, this Order shall also be a permit under the City of Lowell Wetlands Ordinance, City of Lowell Code of Ordinances Chapter 280, Section 1-13 and all conditions of this Order shall also be conditions of such permit.
- 11. No plants shall be used that are listed as invasive or potentially invasive on the Massachusetts Invasive Plant Advisory Group (MIPAG) list of invasive plants. A list of plantings shall be submitted to the Conservation commission for approval.
- 12. Upon completion of the project, the applicant shall submit with their request for a Certificate of Compliance, a statement and as-built plans by a registered professional engineer, architect, landscape architect or land surveyor stating that the project has been built in accordance with this Order of Conditions and referenced site plans.

SPECIAL CONDITIONS

- The applicant shall take measures to minimize the impacts on the bank during construction phase.
- 2. The applicant shall protect the two mature trees on the bank and notify DPD office if they have to be removed.
- 3. The applicant shall schedule the construction during low flow period in the river.

If you have any question regarding this Order of Conditions, Please contact the Lowell Conservation Commission office at (978) 674-4252.

ADDITIONAL PLANS & DOCUMENTS - DEP# 206-0723

Applicant: Lisa DeMeo

City of Lowell Engineering Department

375 Merrimack Street 3rd Floor, Room 61

Lowell, MA 01852

Project Location: Lawrence Street Bridge over Concord River, Lowell, MA

Plan or Document Title	Created By	Signed and Stamped Final Revision Scale By	Final Revision Date	Scale	Notes
Proposed Deck Replacement Sheet 1 of 3	TEC, Inc.	Jody Trunfio	1-22-2014		Total: 3
Proposed Deck Replacement Sheet 2 of 3	B		"		Otal: 3
Proposed Deck Replacement Sheet 3 of 3	n .		"		